# THE MYSORE MUNICIPAL LAWS (AMENDMENT) BILL, 1973.

(L. A. Bill No. 54 of 73)

A Bill to amend certain laws relating to municipal councils and municipal corporations, as in force in the State of Mysore.

Whereas it is considered necessary that immediate steps should be taken to prohibit the practice of carrying night-soil by head-load or the manual handling thereof;

Be it enacted by the Mysore State Legislature in the Twenty-fourth Year of Republic of India as follows :—

1. Short titile and commencement.—(1) This Act may be called the Mysore Municipal Laws (Amendment) Act, 1973.

(2) It shall come into force at once.

1. Amendment of Bombay Act LIX of 1949 as in force in the Bombay Area.—In the Bombay Provincial Municipal Corporations Act, 1949 as in force in the Bombay Area, after section 295, the following section shall be inserted. namely.—

"295A. Prohibition of the practice of employing persons for carrying night-soil as head-load.—(1) Notwithstanding anything contained in this Act or in any other law custom, usage, agreement or practice to the contrary, and save as provided in sub-section (3), no person shall employ or allow himself to be employed for wages or salary for carrying night-soil as head-load or by the manual handling thereof.

(2) Any person who contravenes the provisions of sub section(1)shall be punished with fine which may extend to twenty-five rupeess and with further fine which may

extend to five rupees for every day on which such offence is continued after the date of the first conviction.

(3) Nothing in this Act shall apply to any person who employs or allows himself to be employed for carrying night-soil as head-load or by the manual handling thereof in any hospital, clinic, nursing home or other similar institution or as a member of any organisation engaged in social service or to any person who himself carries or collects night-soil for the preparation, use or manufature of manure.

3. Amendment of Mysore Act 69 of 1949.—In the City of Bangalore Municipal Corporation Act, 1949 after Section 209A, the following section shall be inserted, namely.

"209B. Prohibition of the practice of employing persons for carrying night-soil as head load:—(1) Notwithstanding anything contained in this Act or in any other law, custom, usage, agreement or practice to the contrary, and save as provided in sub-section (3), no person shall employ or allow himself to be employed for wages or salary for carrying, night-soil as head load or by the manual handling thereof.

(2) Any person who contravenes the provisions of sub-section (1) shall be punished with fine which may extend to twenty-five rupees and with further fine which may extend to five rupees for every day on which such offence is continued, after the date of first conviction.

(3) Nothing in this Act shall apply to any person who employs or allows himself to be employed for carrying night-soil as head load or by the manual handling thereof in any hospital, clinic, nursing home or other similar institution or as a member of any organisation engaged in social service

or to any person who himself carries or collects night-soil for the preparation, use or manufacture of manure."

4. Amendment of Mysore Act 22 of 1964.— in the Mysore Municipalities Act, 1964, after Section 227, the following section shall be inserted, namely:—

"227A. prohibition of the practice of employing persons for carrying night-soil as head-load.—(1) Notwithstanding anything contained in this Act or in any other law, custom, usage, agreement or practice to the contrary, and save as provided in sub-section (3), no person shall employ or allow himself to be employed for wages or salary for carrying night-soil as head-load or by the manual handling thereof.

(2) Any person who contravenes the provisions of sub-section (1) shall be punished with fine which may extend to twenty-five rupees and with further fine which may extend to five rupees for every day on which such offence is continued after the date of the first convication.

(3) Nothing in this Act shall apply to any person who employs or allows himself to be employed for carrying night-soil as head-load or by the manual handling thereof in any hospital, clinic, nursing home or other similar institution or as a member of any organisation engaged in social service or to any person who himself carries or collects night-soil for the preparation, use or manufacture of manure."

## STATEMENT OF OBJECTS AND REASONS

The Estimates Committee in its 48th report recommended to Government to eradicate the practice of carrying night-soil as held load with a view to improve the living and working conditions of the sweepers and scavengers in the municipalities in the State. A Committee was also

constituted by the Government of India under the Chairmanship of Sri M. R. Malkani who submitted a report to the Government of India in December 1960. During the 25th Independence Jayanthi celebration during 1972. Government decided upon a programme to put an end to the practice of carrying night-soil by head-load. It is necessary to implement this by enacting appropriate legislation.

Hence this Bill

B. BASAVALINGAPPA

HANUMANTHAPPA,
Secretary.

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